IFW

Docket No. 78414-A/JPW/GJG/ML

FEB 1 4 2008

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplionts : Nurit Livnah et al.

Serial No. : 10/764,288

Filing Date : January 23, 2004

For : PROTEIN KINASE INHIBITORS COMPRISING ATP

MIMETICS CONJUGATED TO PEPTIDES OR

PEPTIDOMIMETICS

1185 Avenue of the Americas New York, New York 10036 February 12, 2008

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

## Third Supplemental Information Disclosure Statement

In accordance with their duty of disclosure under 37 C.F.R. §1.56, applicants would like to direct the Examiner's attention to the following reference, which is listed on Form PTO-1449 (Exhibit A).

This Third Supplemental Information Disclosure Statement is being submitted prior to the mailing of the first Office Action after the filing of a Request for Continued Examination under C.F.R. §1.114. Pursuant to 37 C.F.R. §1.97(b), this Information Disclosure Statement should be entered and considered.

References 1-11 are either U.S. patents or U.S. application publications. Pursuant to 37 C.F.R. 1.98(a)(2), copies of these references are not being submitted.

Applicants: Nurit Livnah, et al.

Serial No. : 10/764,288

Filed : January 23, 2004

Page 2

Copies of the documents listed herein as items 12-16 are attached hereto as **Exhibits 1-5**.

- 1. U.S. Patent No. 6,174,993, issued 1/16/2001 (Ben-Sasson);
- 2. U.S. Patent No. 6,528,486, issued 3/4/2003 (Larsen, et al.);
- 3. U.S. Patent No. 6,943,148, issued 9/13/2005 (Ekwuribe, et al.);
- 4. U.S. Patent No. 6,949,565, issued 9/27/2005 (Livnah, et al.), including the file history thereof;
- 5. U.S. Patent No. 7,034,026, issued 4/25/2006 (Barnett, et al.);
- 6. U.S. Patent No. 7,037,891, issued 5/2/2006 (Ben-Sasson);
- 7. U.S. Publication No. 2002/065221, published 5/30/2002 (Cohen, Philip; et al.);
- 8. U.S. Publication No. 2005/0106152, published 5/19/2005 (Hikichi, Yuichi; et al.);
- 9. U.S. Publication No. 2005/0026840, published 2/3/2005 (Livnah, et al.), including the file history thereof;
- 10. U.S. Publication No. 2005/0053594, published 3/10/2005 (Russel);

Applicants: Nurit Livnah, et al.

Serial No. : 10/764,288

Filed: January 23, 2004

Page 3

- 11. U.S. Publication No. 2006/0142178, published 6/29/2006 (Sutton);
- 12. Reuveni et al., "Toward a PKB inhibitor: Modification of a selective PKA inhibitor by rational design", Biochemistry, 2002, 41:10304-10314 (Exhibit 1);
- 13. Litman et al., "A novel substrate mimetic inhibitor of PKB/Akt inhibits prostate cancer tumor growth in mice by blocking the PKB pathway", Biochemistry, 2007, 46(16):4716-4724 (Exhibit 2);
- 14. Cross et al., "Inhibition of glycogen synthase kinase-3 by
  insulin mediated by protein kinase B", Nature, 1995,
  378:21-28, p785-789 (Exhibit 3);
- 15. Niv et al., "Sequence-based design of kinase inhibitors applicable for therapeutics and target identification", Journal of Biological Chemistry, 2004, 279(2):1242-1255 (Exhibit 4); and
- 16. Franke et al., "The protein kinase encoded by the AKT
   proto-oncogene is a target of the PDGF-activated
   phosphatidylinositol 3-kinase", Cell, 1995, 81:727-736
   (Exhibit 5).

Applicants request that the Examiner review the reference and make it of record in the subject application.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned

Applicants: Nurit Livnah, et al.

Serial No. : 10/764,288

Filed : January 23, 2004

Page 4

attorney invites the Examiner to telephone him at the number provided below.

No fee is deemed necessary in connection with the filing of this Second Supplemental Information Disclosure Statement. However, if any other fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

hereby certify that correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents Washington, DC 22313.

Reg. No Gary J. Gershik

Reg. No. 39,992

John P.

Registration No. 28,678

Gary J. Gershik

Registration No. 39,992 Attorneys for Applicants

Cooper & Dunham LLP

1185 Avenue of the Americas New York, New York 10036

(212) 278-0400

## EXHIBIT A

Applicants: Nurit Livnah et al. Application No.: 10/764,288 Filed: January 23, 2004